MAY 0 1 2006

#### LAW OFFICES OF

### FAY KAPLUN & MARCIN, LLP

INTELLECTUAL PROPERTY LAW

150 BROADWAY, SUITE 702 NEW YORK, NEW YORK 10038 PHONE: (212) 619-6000 FAX: (212) 208-6819 WWW.FKMIPLAW.COM

## **FACSIMILE COVER SHEET**

**FAX NO** : 571-273-8300

TO: Commissioner for Patents

Mail Stop: Petitions

FROM: Oleg F. Kaplun, Esq. of Fay, Kaplun & Marcin, LLP

**DATE** : May 1, 2006

SUBJECT: U.S. Patent Appln. Serial No. 10/031,024

for Spectrum Modeling
Phillips Ref.: NL 000287

NUMBER OF PAGES INCLUDING COVER: 22

#### **MESSAGE:**

Please see attached.

Thank you.

IF ANY PAGES WERE NOT RECEIVED OR ARE ILLEGIBLE, PLEASE CALL (212) 619-6000 AS SOON AS POSSIBLE

The information contained in this facsimile message is attorney privileged and confidential information intended only for the use of the individual or entity named above. If the reader of this message is not the intended recipient or the employee or agent responsible to deliver it to the intended recipient, you are hereby notified that any dissemination, distribution or copying of this communication is strictly prohibited. If you have received this communication in error, please notify us by telephone, and return the original message to us at the above address via the U.S. Postal Service. We will reimburse any costs you incur in notifying us and returning the message to us. Thouk you

MAY 0 1 2006

Attorney Docket No. NL 000287

# IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Inventor(s)

Brinker et al.

Serial No.

10/031,024

Filing Date

March 28, 2002

For

Spectrum Modeling

Group Art Unit

2654

Examiner

Myriam Pierre

Mail Stop: Petitions Commissioner for Patents P.O. Box 1450

Alexandria, VA 22313-1450

# PETITION FOR REVIVAL OF UNINTENTIONALLY ABANDONED APPLICATION

The above-identified application became abandoned for failure to file a timely and proper reply to a notice or action by the USPTO. The date of abandonment is the day after the expiration of the period set for reply to the Office Action, plus any extensions of time actually obtained.

APPLICANTS HEREBY PETITION FOR REVIVAL OF THIS APPLICATION.

The entire delay in filing the required reply, from the due date for the required reply to the filing of a grantable petition under 37 C.F.R. § 1.137(b), was unintentional.

A favorable decision on this petition is respectfully requested.

Respectfully submitted,

Dated: May 1, 2006

Oleg F. Kaplun (Reg. No. 45,559)